

**IN THE UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF ARKANSAS
NORTHERN DIVISION**

**COLTEN MARBRY
ADC #172083**

PLAINTIFF

v.

Case No: 3:20-cv-00352-LPR-JJV

ALEX DRAUGN, *et al.*

DEFENDANTS


ORDER

The Court has reviewed the Proposed Findings and Recommended Disposition submitted by United States Magistrate Judge Joe J. Volpe. (Doc. 7). No objections have been filed. After careful consideration, the Court concludes that the Proposed Findings and Recommended Disposition should be, and hereby is, approved and adopted in its entirety as this Court's findings in all respects.

IT IS THEREFORE ORDERED THAT:

1. Plaintiff's official capacity claims are dismissed without prejudice.
2. To the extent that Plaintiff made claims regarding his schizoaffective disorder, those claims are dismissed without prejudice.
3. The Court certifies, pursuant to 28 U.S.C. § 1915(a)(3), that an *in forma pauperis* appeal from any Order adopting these recommendations would not be taken in good faith.

DATED this 10th day of December 2020.


LEE P. RUDOFSKY
UNITED STATES DISTRICT JUDGE